

SENATE PASSES RATE BILL AFTER GREAT DEBATE

Final Vote On Measure In Upper Branch Almost Unanimous.

MUCH DOUBT AS TO CONSTITUTIONALITY

Prominent Men on Both Sides Think Bill Adopted is Faulty.

GREAT SIGH OF RELIEF AS LONG FIGHT ENDED

Rayner Anxious to Know What President Will Now Do—Lafollette, Bailey, Teller, Foraker and Others Have the Last Word.

Progress of Rate Bill Through Senate

Reported to Senate on February 26th. Made unfinished business on March 12th. Discussed from March 12th to May 4th, fifty-eight speeches being delivered, without limit as to time. Discussed twelve days longer, under fifteen-minute rule. Lafollette, of Wisconsin, spoke three days; Daniel, of Virginia, two, and Bailey, Foraker, Lodge, Rayner and others one day each. Vote taken May 18th, after seventy days of almost continuous consideration, resulting seventy-one ayes and twenty-one nays. Negative votes cast by Foraker, Republican of Ohio; Morgan and Pettus, Democrats of Alabama. Debate of bill earnest and animated and at the close productive of many sensations.

(From Our Regular Correspondent.) WASHINGTON, D. C., May 18.—At five minutes of five o'clock this afternoon, Senator Frye, president pro tempore of the Senate, declared that the rate bill had passed, that today, there was a violation of the rules of the Senate prohibiting applause, but senators, correspondents and spectators drew a long sigh of relief that the agony was ended. One Republican, Mr. Foraker, and two Democrats, Messrs. Morgan and Pettus, voted against the bill. The bill will be referred to the House tomorrow and will be referred to a joint committee of conference. How long it will be necessary to consider the bill in the conference committee cannot be guessed. It is not likely, however, that a great deal of time will be required, nor at all likely that important changes will be made.

The fear was expressed by Senator Rayner, or it might have been a hope, that the President would again change his position on the question of court review and stand by an effort made by House conferees to secure the adoption of an amendment limiting the right of review by the courts.

Doubts As to Constitutionality.

Graver doubts of the constitutionality of the bill have never been expressed than were uttered to-day, just prior to the final passage of the bill. Some of the ablest lawyers in the Senate expressed the belief that the action of the Senate to-day in striking from the bill the words, "as in its judgment," referring to the act of the commission in declaring a rate, made the bill unconstitutional. Others declared that it was necessary to strike out these words in order to prevent the bill's being in derogation of the Constitution. Still others thought that the constitutionality of the bill could not be affected one way or the other by the words, and that they were as well out of the bill as in it. And the Senate took them out.

Rayner on Roosevelt.

The Senate was about to vote on the bill at 1:30 o'clock, when Mr. Rayner, of Maryland, took the floor, and for an hour paid his responses to various Republican members who had been foremost in framing the bill. The feature of his speech was his grave doubt of the constitutionality of the measure about to become a law. His expressions of doubt as to whether the President would continue to stand for the Alton amendment, amused, but they also set people to wondering.

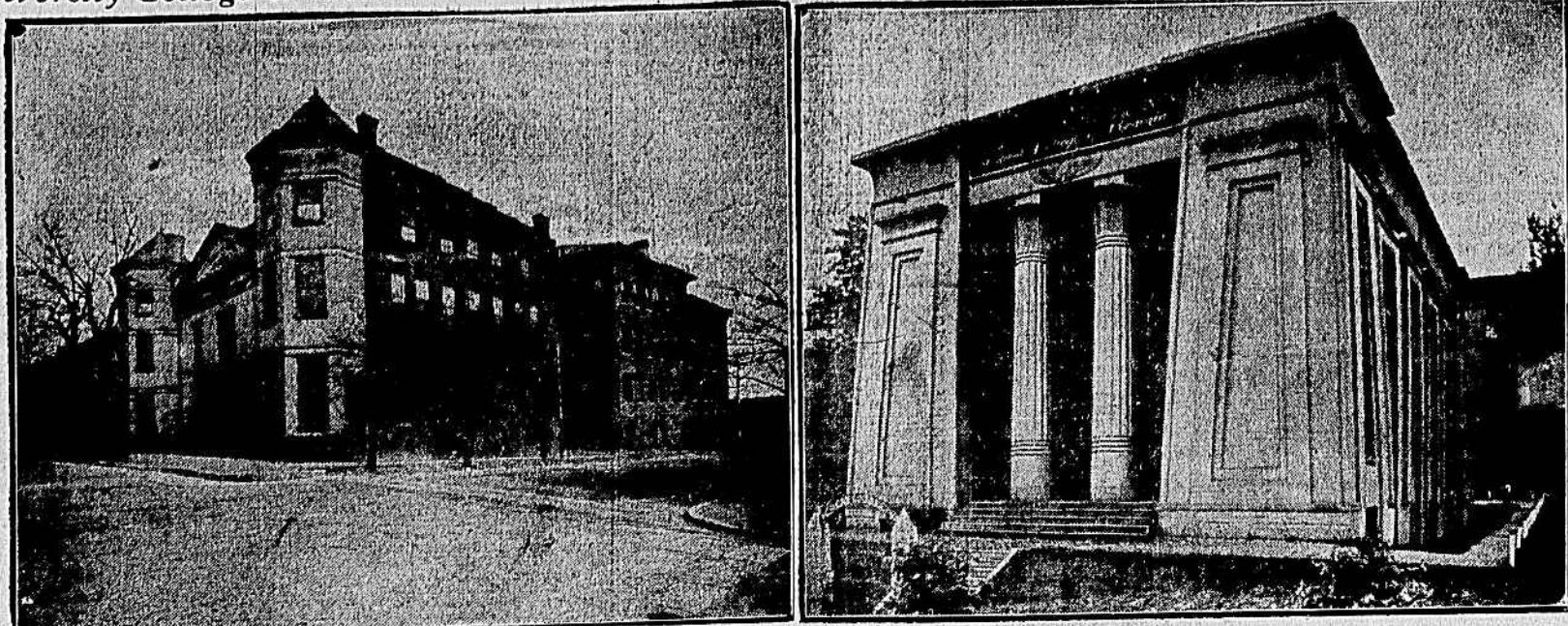
Mr. Dooliver followed Mr. Rayner, and in the course of a brief speech declared that the President had emerged from this fight with everything he had set out to do accomplished. Mr. Dooliver declared he proposed to vote for the bill because it was a decided step in the direction of efficient rate regulation. He protested, however, against this being regarded as a partisan measure, declaring that Democratic senators had rendered invaluable aid in perfecting the measure. "There are millions of people in this country, however," he said, "who will not blame the President for having united his party in support of so important a measure."

Then Senators Teller, McLaughlin, and Foraker discussed the bill with more or less brevity, the latter reiterating finally his belief that the measure about to become a law was unconstitutional.

Lafollette's Last Word.

There was a flutter of excitement in the Senate when Senator Lafollette, of Wisconsin, arose to speak.

University College of Medicine and the Medical College of Virginia and the Men Who Direct The m.



THE COMMITTEE IS HARMONIOUS

Architects Examined as to the Construction of Montague Building.

INVESTIGATION WILL BE COSTLY

Special Accountant Boudar Will Go on the Stand To-day to Testify As to the Manner in Which the Books of the Institution Are Kept.

(Special From a Staff Correspondent.) WILLIAMSBURG, VA., May 18.—Harmony again prevails among the members of the investigation committee. It was thought last night that on account of unanimity regarding the decisions and rulings of the chairman, that Senator Sadler would resign the chair and serve only in the ranks. Indeed, the chairman spent some time in the consideration of the matter. After a night of quiet the committee held an executive session this morning, in which the question was thoroughly discussed, and after which it was officially announced that "harmony prevailed" and that Senator Sadler would still act as presiding officer.

It is said that the embarrassment arose from the ruling of the chair when Colonel Lawless alluded to Mr. Texas Clowes as "that creature," and was called down by the chairman. Colonel Lawless declared that he was within his rights, and in addressing the committee said: "I believe every member of this committee agrees with me except the chairman."

The Montague Building.

The day has been spent in the examination of Mr. H. E. Baskerville, the architect; Mr. John T. Wilson, the contractor; and Mr. Prebasco, inspector of the Montague building.

The evidence given by the witnesses has been for the most part technical, and without great interest.

Mr. Baskerville testified that his firm, Noland and Baskerville, was employed to draw the plans and prepare specifications for the Montague building, and that he was in no way responsible for the construction of the building.

Mr. Baskerville was asked to name a careful inspection of the Montague building, after which he was unable to order to make the floors of the building water-proof and bedbug proof, it would be necessary to put in new floors of cement and ceilings of hard plaster.

Mr. Baskerville said it was his opinion that the building was built according to

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JUDGE YARRELL OUT OF RACE FOR CONGRESS

Declares He Could Not Secure a Joint Debating Contest.

(Special to The Times-Dispatch.) EMPORIA, VA., May 18.—Ex-Judge Leonidas D. Yarrell, of Greensville, today published a card, in which he withdrew from the congressional race. Among other things, the Judge says: "I desire to inform my friends and the public that I have been unable to secure a joint debating contest for the congressional nomination, and that I am unwilling to engage in any other than an open, face to face fight on the hustings for the nomination. I have never possessed the fighting faculty, and regard the position of congressman as of too much dignity and importance to the material interests of the district to be given merely to the personal solicitation of the candidate without requiring him to state his position on all public questions of interest to his people, and sustain it against all rivals in open, manly debate on the hustings."

The retirement of Judge Yarrell leaves in the field Major Francis Lassiter, Mr. Mann and Mr. Southall, incumbent.



DR. CHRISTOPHER TOMPKINS, Dean of the Medical College of Virginia.

AN ELOPEMENT IN HIGH LIFE

Mr. C. L. Tyler Deserts Wife and Children for Mrs. William Littlepage.

SHE ALSO LEAVES HUSBAND

(Special to The Times-Dispatch.) WEST POINT, VA., May 18.—Mr. C. L. Tyler, of King and Queen county, ran off with Mrs. William Littlepage (nee Sue Hart), yesterday. A warrant was forwarded to West Point for their arrest, but they were not found.

Previous to the notification, Mr. Tyler drew from the bank here \$500 belonging to his wife. His wife was a daughter of Dr. James Garrett, of King and Queen county, and, very recently, some land had been sold belonging to the Garretts, and her husband deposited her portion in his own name.

Mrs. Littlepage left her husband and three children. Mr. Tyler has no children. He is a descendant of ex-President Tyler. The eloping parties were 45 or 50 years old and well and widely known.

Mrs. Littlepage was not seen in West Point with Mr. Tyler when he visited the bank yesterday.

Mr. Tyler was arrested at King William Court-house this morning and the money belonging to his wife was taken from him, while he was permitted to go on his way.

BOTH ARRESTED.

They Pay Their Fines and Leave the County Together.

(Special to The Times-Dispatch.) KING WILLIAM C. H., VA., May 18.—Clara D. Tyler and Mrs. William Littlepage, both of King and Queen county, were arrested here yesterday by J. L. Willersoy and Emmett Littlepage, special constables.

Tyler is a married man and lived on the adjoining farm to Mrs. Littlepage. They left their homes the day before, spent the night here at the hotel as man and wife. They then went to West Point to get what money out of bank which Tyler had there, and they were on their way to Richmond when arrested.

They paid their fines and costs and went on, neither Mr. Littlepage or Mrs. Tyler wishing their return to King and Queen county.

Tyler is twenty-eight and Mrs. Littlepage forty-three years old. She has several children—two grown and one two years old. Tyler has no children. Both moved in the best society. Mrs. Littlepage is Mrs. Tyler's uncle's wife.

THE HEAT INTENSE IN BALTIMORE AND ALBANY

(By Associated Press.) BALTIMORE, MD., May 18.—This city shared with Albany, N. Y., the questionable honor of being the hottest place in the United States reported upon by the Weather Bureau, the maximum temperature being 91 degrees, which was reached between 1 and 2 o'clock this afternoon, this making it the hottest May 18th in thirty-five years. The mean temperature was 80 degrees, which was 17 degrees above the normal. One man, a colored stevedore, was prostrated by the heat, this being the first of this sort reported this season.

FIRE SWEEPING ACROSS COUNTRY

Towns Wiped Out and Many Persons May Have Lost Lives.

AREA DEVASTATED 200 SQUARE MILES

Four Counties Suffering From Flames Raging in Forests in Michigan—Mining Centre Destroyed—Several Said to Have Been Killed.

(By Associated Press.) DETROIT, MICH., May 18.—

Fragmentary reports have reached the Detroit News and Free Press, from Escanaba and Gladstone, Mich., stating that a disastrous forest fire is raging in the upper peninsula in the neighborhood of the two cities mentioned. It is reported that three towns have been destroyed, that thirty square miles of territory have been devastated, and that several persons have been burned to death.

AREA 200 SQUARE MILES

(By Associated Press.) MARINETT, WIS., May 18.—The best information obtainable at this hour is that the forest fire which is sweeping the country north of here has reached from county, north of Dickinson. This makes four counties which are suffering from fire. The area is 200 square miles.

The country swept by the flames varies from pine timber land to barrens. Part of the Northwestern Railroad, in Dickinson county, north of Dickinson, and the district includes immense tracts of barrens which has never been touched by the axe. In the barren settlers have taken up their residence, and it is for these that greatest anxiety is felt.

Loss of Life Unknown.

Information received at Marinett is that Shafter, on the Metropolitan branch of the Northwestern Railroad, in Dickinson county, was wiped out. No word could be received as to the loss of life there, if any has occurred. Shafter is a lumber town owned by the Cleveland Clift Company. The village consisted of a big mill and two hotels, with warehouses and headquarters for the lumber camps.

The village of Saunders, in Iron county, a lumber town, directly north of Florence, Wis., has also been swept by the flames. Here, as at Shafter, many may have met death. The town consists of a few residences, four saloons, two hotels and a big saw mill.

TOWN DESTROYED: SEVERAL KILLED

Mining Centre in New Ontario Said to Have Been Wiped Out By Fire.

(By Associated Press.) NORTH BAY, ONT., May 18.—A report has reached here that the town of Cobalt, one of the mining centres in New Ontario, has been completely destroyed by fire. It is also reported that several people were killed by an explosion.

GUARD MILLER, WHO FIRED ON JACKSON, PASSES AWAY

(By Associated Press.) FINDLAY, MAY 17.—Peter A. Miller, one of the guards that fired on Stonewall Jackson, when that Confederate general was killed, died at his home on Benton Ridge this afternoon, aged sixty-six years.

Miller often told the story when asked to relate the circumstances. He said that they were on picket duty and mistook Jackson and his staff for Federal soldiers who were returning from their approach. "We fired," he said, "and Jackson fell."



DR. CHRISTOPHER TOMPKINS, Dean of the Medical College of Virginia.

DR. M'GUIRE ON AMALGAMATION

Famous Surgeon Clearly Outlines What is Hoped for in Union of Colleges.

COMMITTEES NOW AT WORK

The possible amalgamation of the Medical College of Virginia and the University College of Medicine was an absorbing subject of interest in all circles in Richmond yesterday. Comment on the outcome of the conference of Thursday afternoon has been the faculty and boards of the two institutions was universal, and conversation was rife with speculations wise and otherwise, which were suggested by statements in the report of the meeting.

Dr. Stuart McGuire, president of the University College of Medicine, popularly known as the "new college," as distinguished from the older medical college of Virginia, was interviewed on the amalgamation project at his office last night, and he lamented the fact that the newspaper version of the conference had been imperfect, owing to the exclusion of reporters and outsiders from the meeting at the Mechanics Institute. He said:

"The article which appeared in your paper of yesterday morning contained so many facts combined with so many misstatements that it is plausible and misleading. The reporter evidently obtained his information from unofficial and un-informed persons. The publicity which has attended the recent conferences to discuss the possibility of the amalgamation of the two schools of medicine of this city has been premature and embarrassing. Now, however, that the matter is before the public, I think it only right that an accurate statement of the facts be made."

Makes Full Statement.

Dr. Charles M. Hazen, a member of the faculty of the "old" college, the Medical College of Virginia, entered the room after the following interview began, and he concurred with Dr. McGuire in his statements throughout. In fact, several suggestions made by Dr. Hazen in the course of the talk, were adopted by the speaker as he proceeded.

Dr. McGuire continued: "I think we had better take the problem up from the very start, as some of your readers may not understand the amalgamation proposition in all its bearing. To begin at the beginning:

"There are, as every one knows, two medical colleges in this city, and the older of the two is the Medical College of Virginia. Both are in the most flourishing condition, being more prosperous than ever before in their histories. Each one has more students, have larger and better incomes, larger and more efficient faculties, and there is a growing amount of enthusiasm shown among both students and alumni of both institutions in their growth and prosperity than ever before."

"The proposal to combine having passed and having been discussed, it is natural to inquire what may be the reasons for it."

Apart from the desire on the part of the faculties of both colleges to end a competition which has unfortunately engendered a personal bad feeling, there are reasons: (1) because the whole system of medical education has in recent years been almost entirely altered; (2) the number of students of attendance has been increased from two to

(Continued on Second Page.)

STAND GIVES WAY; MINISTERS HURT

Five Commissioners of Northern Assembly Injured.

WERE PREPARING TO TAKE PICTURE

Remarkable That the Accident Was Not Attended With Serious Damage—The Position of the Body on Union.

(By Associated Press.) DES MOINES, IOWA, May 18.—Five commissioners to the Presbyterian General Assembly were bruised this afternoon by the collapse of a stand which had been erected for the purpose of grouping the commissioners thereon for a large photograph.

The injured: Dr. C. Lukins, Roswell, N. M., hip bruised. Rev. W. O. David, Monmouth, N. J., back injured and rendered temporarily unconscious.

Rev. J. M. Gaughey, Chariton, Iowa, leg sprained. Rev. W. C. Buell, Kaos, N. M., hip bruised.

Rev. Mr. David is the most seriously hurt, and he is under a physician's care to-night, although his injuries are not critical. The other four injured men will be able to resume their seats in the assembly to-morrow.

Union is Discussed.

The question of proposed union with other branches of the church was discussed by the general assembly to-day, to-night, although the subject was not taken up by the Cumberland assembly, which was made into whether or not the Presbyterians were willing to unite under the 1901 standard, abrogation of recent additions to the standard of faith, precipitating the debate. An injunction sought by the Cumberland assembly, largely based on the allegation that the Presbyterians were altering the standard of faith, under which the Cumberland assembly before becoming operative.

At Monumental Church.

At Monumental Church to-morrow Dr. William E. Evans will preach at both 11 and 5 o'clock services. The regular 8 o'clock services will be dispensed with for that day.

JOHN MITCHELL WILL BEGIN LAW PRACTICE

Reported That He Will Resign As President of United Mine Workers.

(Special to The Times-Dispatch.) WILKESBARE, PA., May 18.—It was stated here that as soon as the election is settled, President John Mitchell of the United Mine Workers of America, will resign from the union and enter the law business with Clarence Darrow, of Chicago, a course which, it is said, he has been contemplating for some time.

It is also said that he has already well enough versed in law to pass an examination for admission to the Chicago bar. The rumor is given additional foundation by Mr. Mitchell's address to the mine workers at the convention recently held in Scranton, when he said that it might be the last time that he would address them.

MRS. DAVIS IS NOW IMPROVING STEADILY

(By Associated Press.) NEW YORK, May 18.—An encouraging improvement in the condition of Mrs. Jefferson Davis was reported by her physicians to-day.

SELPH SAYS HE WILL SEEK AID OF COURT

Jefferson Ward Contest Is Dismissed by City Committee.

HOT DEBATE AND MUCH REPARTEE

Messrs. Selph and Manning Have Sharp Controversy Over Latter's Residence.

MANY WITNESSES ARE CROSS-EXAMINED

One Declares That He Would Trust "No Gang of Politicians"—Vote on Proposition to Dismiss is 17 to 13—Officers Vindicated.

Ayes—Messrs. Boykin, Browning, Doherty, W. G. Duke, Fagan, Hicks, Manning, Montague, Munford, Phillips, Rosendorf, Saunders, Sharp, Shae, Steiner, Taylor and West—17. Nays—Messrs. Bowman, Carrington, Connelly, E. W. Evans, W. A. Evans, McGuire, Petcolas, Rector, Stone, Thomason, Tiller, Tyler and Welsh—13.

By the above vote the City Democratic Committee last night after a session of nearly four hours, dismissed the Jefferson Ward election contest, thereby ending the election officials' fight, and declaring that the primary for councilmen at the first precinct on April 26th was fairly and regularly conducted.

Messrs. John A. Selph and Joseph O. Phillips, the contestants, were present, and when the resolution to dismiss was adopted, they announced that they would bring such evidence as they have to the attention of Commonwealth's Attorney Folkes, with the view of getting their cases before the grand jury.

The meeting was stormy from start to finish, and at times Chairman Doherty had to pound his gavel heavily for order, and the whole matter was quite lively, and there were many witnesses for both sides. When finally, all the evidence was in, three resolutions were offered as follows:

By Mr. McGuire: For a new primary in First Jefferson next Tuesday. By Mr. Thompson: That they allow all the candidates in Jefferson Ward to run in the general election.

By Mr. Saunders: To dismiss the case and exonerate the election officers. The last proposition was offered as a substitute for the whole, and the vote returned upon the first.

By Mr. Thompson: That they allow all the candidates in Jefferson Ward to run in the general election. The last proposition was offered as a substitute for the whole, and the vote returned upon the first.

Whatever proceedings may follow in the courts, it is altogether likely that the result of the primary will be undisturbed, and that the nominees chosen on April 26th, will be elected on June 12th.

During both of yesterday, and warm threats of incivility were hurled back and forth across the committee room, during the evening and spicy inquiry, and at one time it looked as though a colloquy between Messrs. Selph and Manning might take a personal turn.

Mr. Selph had tried hard to get the police commissioner to admit that he had lived with the president since last November, but he would not.

When the question "From what place have you paid your gas and water bills since last November?" had been several times repeated, Mr. Manning retorted with "From my own pocket," and said he resided out of the precinct since November, you say what is not true. Chairman Doherty rapped vigorously for order, and the incident closed.

There were other sharp passages between witnesses and others. Witness Whitcomb was upon the stand, and in answer to a question by Mr. Manning whether he had seen anything suspicious go on in the precinct on election day, he created great laughter by saying: "No more than I would expect anything of other gang of politicians. I wouldn't trust any of them."

Made Good Witnesses.

Register Steiner and Clerk Cohen made capital witnesses for themselves. They told of the conduct of the election and declared they were being persecuted in the pending matter. Mr. Steiner observed that an election booth was no place for a young man in these times, and he would not serve again for \$10,000.

Messrs. Selph and Phillips made brief statements, and they introduced several witnesses to bear out their contentions. Mr. Manning introduced signed statements from V. A. Coleman, S. O. Poll and S. T. Le Cler, saying that he had never given affidavits that they voted for Selph. He referred to another affiant, T. H. Saunders, as having served a term in jail for giving bribes, and said he was not entitled to a vote, while another, August Brantz, was not a naturalized citizen.

Messrs. W. G. Duke, Manning and Saunders led the fight for dismissing the case, while Messrs. McGuire, Welsh and Thomason were most active in opposition.

The case has been before the committee but a few days, though it has excited widespread interest in that time. There was a large crowd of interested citizens in attendance, and most of them remained in the hall until the body adjourned. Only two of the successful candidates were present. They were Captain Morgan R. Mills and Mr. W. T. Adkinson. They expressed themselves as satisfied with the result and said they thought the election had been fairly conducted.

Session in Detail.

Chairman Doherty called the meeting to order.